

STAYED, TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02842-CKK**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF
HOMELAND SECURITY et al
Assigned to: Judge Colleen Kollar-Kotelly
Cause: 05:552 Freedom of Information Act

Date Filed: 12/04/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

AMERICAN OVERSIGHT

represented by **Austin Ridgely Evers**
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V.

Defendant

**U.S. DEPARTMENT OF
HOMELAND SECURITY**

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Defendant

**U.S. CUSTOMS AND BORDER
PROTECTION**

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Defendant

**U.S. IMMIGRATION AND
CUSTOMS ENFORCEMENT**

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Defendant

**U.S. CITIZENSHIP AND
IMMIGRATION SERVICES**

represented by **Scott Leeson Sroka**
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Date Filed	#	Docket Text
12/04/2018	<u>1</u>	COMPLAINT against U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Filing fee \$ 400 receipt number 0090-5822243) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT. (Yenouskas, Joseph) Modified event title on 12/17/2018 (znmw). (Entered: 12/04/2018)
12/04/2018	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Glenn S. Kerner, :Firm- Goodwin Procter LLP, :Address- 620 Eighth Avenue. Phone No. - (212)459-7460. Fax No. - (212)355-3333 Filing fee \$ 100, receipt number 0090-5822321. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>4</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- John M. Ilardo, :Firm- Goodwin Procter LLP, :Address- 100 Northern Avenue. Phone No. - (617) 570-1523. Fax No. - (617) 523-1231 Filing fee \$ 100, receipt number 0090-5822415. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Stephen L. Taesuch, :Firm- Goodwin Procter LLP, :Address- 3 Embarcadero Center, San Francisco, CA 94111. Phone No. - (415) 733-6180. Fax No. - (415) 677-9041 Filing fee \$ 100, receipt number 0090-5822485. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/06/2018		Case Assigned to Judge Colleen Kollar-Kotelly. (zrdj) (Entered: 12/06/2018)

12/06/2018		SUMMONS Not Issued as to U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (zrdj) (Entered: 12/06/2018)
12/07/2018	<u>6</u>	REQUEST FOR SUMMONS TO ISSUE filed by AMERICAN OVERSIGHT.(Yenouskas, Joseph) (Entered: 12/07/2018)
12/10/2018	<u>7</u>	SUMMONS (6) Issued Electronically as to U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 12/10/2018)
12/11/2018		MINUTE ORDER: The Court has received the <u>3</u> <u>4</u> <u>5</u> Motions for Admission, <i>Pro Hac Vice</i> , as Additional Counsel for Plaintiff, with respect to Glenn S. Kerner, John Ilardo, and Stephen L. Taeusch, respectively. Those motions are GRANTED CONTINGENT upon each respective attorney's submission of a separate declaration by DECEMBER 18, 2018 , stating that he has reviewed and is familiar with the Local Rules of this Court. Signed by Judge Colleen Kollar-Kotelly on December 11, 2018. (lcckk1) (Entered: 12/11/2018)
12/11/2018	<u>8</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 12/11/18. (DM) (Entered: 12/11/2018)
12/13/2018	<u>9</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 12/13/2018)
12/18/2018	<u>10</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice, , , , , filed by AMERICAN OVERSIGHT. (Ilardo, John) (Entered: 12/18/2018)
12/18/2018	<u>11</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice, , , , , filed by AMERICAN OVERSIGHT. (Kerner, Glenn) (Entered: 12/18/2018)
12/18/2018	<u>12</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice, , , , , filed by AMERICAN OVERSIGHT. (Taeusch, Stephen) (Entered: 12/18/2018)
01/02/2019	<u>13</u>	NOTICE of Appearance by Austin Ridgely Evers on behalf of AMERICAN OVERSIGHT (Evers, Austin) (Entered: 01/02/2019)
01/07/2019	<u>14</u>	MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/07/2019)
01/08/2019		MINUTE ORDER: The Court has received Defendants' <u>14</u> Motion for a Stay and Extension of Time in Light of Lapse of Appropriations. Defendants indicate that Plaintiff takes no position on a "reasonably short" tolling of deadlines commensurate with the lapse in appropriations, but would oppose a general stay. Accordingly, in an exercise of the Court's discretion, the Court shall GRANT Defendants' <u>14</u> Motion. The Court shall STAY the deadline for Defendants' answer or other response to the Complaint. The deadline is tolled commensurate with the length of the lapse of appropriations to the U.S. Department of Justice, the U.S. Department of Homeland Security ("DHS"), and the defendant components of DHS whose appropriations have lapsed. The parties shall file a Joint Status Report within seven calendar days of the restoration of these agencies' funding and the resumption of their operations. This Joint Status Report shall include what the parties understand to be the new deadline for Defendants' answer or other response to the Complaint. Signed by Judge Colleen Kollar-Kotelly on January 8, 2019. (lcckk1) (Entered: 01/08/2019)
02/01/2019	<u>15</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Yenouskas, Joseph) (Entered: 02/01/2019)

02/01/2019	MINUTE ORDER: The Court has received the parties' <u>15</u> Joint Status Report. The parties identify the restoration of government funding. Accordingly, the Court hereby LIFTS the stay in this matter. Defendants shall answer or otherwise respond to Plaintiff's <u>1</u> Complaint by FEBRUARY 15, 2019 . Signed by Judge Colleen Kollar-Kotelly on February 1, 2019. (lckkk1) (Entered: 02/01/2019)
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